

HOUSE BILL 252  
By Stanley

AN ACT to amend Tennessee Code Annotated, relative to  
driver license suspension.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-50-502, is amended by adding  
the following language as a new, appropriately designated subsection:

(j)

(1) The department shall suspend the driver license of a licensee upon a  
showing by its records, or other sufficient evidence, that the licensee was the  
driver in an at-fault collision with a pedestrian child, where such child suffers  
serious bodily injury as the result of such collision, on school property or on a  
highway with special speed limits.

(2) As used in this subsection, unless the context otherwise requires:

(A) "Highway with special speed limits" means any highway with  
reduced speed limits authorized pursuant to § 55-8-152 and when a  
warning flasher or flashers are in operation and while children are actually  
present;

(B) "Pedestrian child" means any person under eighteen (18)  
years of age afoot or in a mechanized wheelchair or on a non-motorized  
wheeled device, including, but not limited to, a bicycle, a scooter, a  
skateboard, roller skates, in-line skates or a wheelchair;

(C) "Serious bodily injury" means bodily injury which involves:

- (i) A substantial risk of death;
- (ii) Protracted unconsciousness;

- (iii) Extreme physical pain;
- (iv) Protracted or obvious disfigurement; or
- (v) Protracted loss or substantial impairment of a function of a bodily member, organ or mental faculty.

(D) "School property" means any outdoor grounds contained within a public or private preschool, nursery school, kindergarten, elementary or secondary school's legally defined property boundaries as registered in a county register's office.

(3) The suspension of a driver license pursuant to this subsection shall be for a period of six (6) months for a first occurrence and for one (1) year for subsequent occurrences. The department shall require a reexamination of the licensee as a prerequisite to the reissuance of such license.

SECTION 2. The commissioner is authorized to promulgate rules and regulations to effectuate the provisions of this act.

SECTION 3. This act shall take effect July 1, 2005, the public welfare requiring it.